

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF IOWA**

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In re:

MERCY HOSPITAL, IOWA CITY, IOWA, *et al.*,

Debtors.

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)  
) Chapter 11  
)  
) Case No. 23-00623 (TJC)  
)  
) (Jointly Administered)  
)  
)  
)

**NOTICE OF HEARING ON FINAL CASH COLLATERAL ORDER, FINAL CASH  
MANAGEMENT ORDER, RECONSIDERATION MOTION, AND MOTION TO  
EXTEND DEADLINE TO ASSUME OR REJECT REAL PROPERTY LEASES**

**TO ALL CREDITORS AND PARTIES IN INTEREST:**

**WHEREAS**, on August 7, 2023, Mercy Hospital, Iowa City, Iowa and certain of its affiliates and subsidiaries (collectively, the “Debtors”) filed *Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing Use of Cash Collateral and Granting Adequate Protection, (II) Scheduling a Final Hearing on the Use of Cash Collateral, and (III) Granting Related Relief* [Docket No. 26] (the “Cash Collateral Motion”).

**WHEREAS**, on August 7, 2023, the Debtors filed *Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing the Debtors to (A) Continue to Operate Their Existing Cash Management System, (B) Maintain Existing Bank Accounts and Business Forms and Honor Certain Prepetition Obligations Related to the Use Thereof, (C) Maintain Purchasing Card Program and Honor Prepetition Obligations Related Thereto, and (D) Continue to Perform Intercompany Transactions; (II) Extending the Time for the Debtors to Comply with 11 U.S.C. § 345(b) Deposit and Investment Requirements; and (III) Granting Related Relief* [Docket No. 14] (the “Cash Management Motion”).

**WHEREAS**, on August 8, 2023 and November 7, 2023, the Court entered orders, on an interim basis, authorizing certain of the relief sought by the Debtors in the Cash Collateral Motion.

**WHEREAS**, on August 8, 2023, the Court granted the Cash Management Motion on an interim basis and, based on representations made on the record at various hearings, the Debtors have continued to operate under that interim order.

**WHEREAS**, on November 16, 2023, Everbank N.A. (“**Everbank**”) filed its *Motion to Reconsider Order Approving Sale and to Compel Performance* [Docket No. 519] (the “**Reconsideration Motion**”).

**WHEREAS**, on November 28, 2023, the Debtors filed *Debtors' Motion for Entry of an Order Extending the Debtors' Time to Assume or Reject Unexpired Leases of Nonresidential Real Property Pursuant to 11 U.S.C. § 365(d)(4)* [Docket No. 534] (the "365(d)(4) Extension Motion").

**NOTICE IS HEREBY GIVEN THAT** a hearing to consider entry of an order granting the Cash Collateral Motion and Cash Management Motion on a final basis, considering the Reconsideration Motion (if the Debtors and Everbank are unable to agree on terms of a stipulated order), and granting the 365(d)(4) Extension Motion has been set for **December 19, 2023, at 10:30 A.M. (prevailing Central Time)** at the 6th Floor Courtroom, 111 Seventh Avenue SE, Cedar Rapids, Iowa 52401.

**NOTICE IS FURTHER PROVIDED THAT** any party that wishes to listen in only may use the following dial-in instructions:

**Dialing Number: 888-684-8852**

**Access Code: 7148063**

**Security Code: 0623**

**DATED** this 29th day of November, 2023

Respectfully Submitted,

**NYEMASTER GOODE, P.C.**

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**Certificate of Service**

The undersigned certifies, under penalty of perjury, that on this November 29, 2023, the foregoing document was electronically filed with the Clerk of Court using the Northern District of Iowa CM/ECF and the document was served electronically through the CM/ECF system to the parties of this case

/s/ Roy Leaf